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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application : John C. Checco
Serial No. : 10/768,616
Filed : January 30, 2004
For : A Method For Providing Computer-Based
Authentication Utilizing Biometrics
Attorney's Docket : BIOCHEC-001XX

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on S-3-04.

By Daniel J. Bourque
Daniel J. Bourque
Registration No. 35,457
Attorney for Applicant

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CONTENT OF INFORMATION DISCLOSURE STATEMENT 37 CFR 1.98

Pursuant to 37 CFR 1.98(a), this Information Disclosure Statement includes PTO Form 1449 listing all patents, publications, applications, or other information submitted for consideration by the Office and a copy of each patent, publication, application, or other information.

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FILING OF INFORMATION DISCLOSURE STATEMENT 37 CFR 1.97

Filed Under 37 CFR 1.97(b)

[X] Pursuant to 37 CFR 1.97(b), this Information Disclosure Statement is being filed within (1) three months of the filing date of the above identified application, (2) within three months of the entry of the national stage of the above identified application, (3) before the mailing date of the first office action on the merits, or (4) before the mailing date of the first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Accordingly, applicant(s) submits that no fee or certification is required.

Filed Under 37 CFR 1.97(c)

[] Pursuant to 37 CFR 1.97(c), this Information Disclosure Statement is being filed after the period specified in 37 CFR 1.97(b) and before the mailing date of any of a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. Accordingly, applicant(s) submits either a Statement Under 37 CFR 1.97(e) or the fee set forth in 37 CFR 1.17(p), as indicated below.

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Filed Under 37 CFR 1.97(d)

[] Pursuant to 37 CFR 1.97(d), this Information Disclosure Statement is being filed after the period specified under 37 CFR 1.97(c) and on or before payment of the issue fee. Accordingly, applicant(s) submits both a Statement Under 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p), as indicated below.

STATEMENT UNDER 37 CFR 1.97(e)
(check one)

[] The undersigned submits that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

[] The undersigned submits that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure



statement.

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FEE SET FORTH IN 37 CFR 1.17(p)

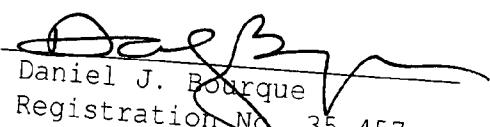
[] The information disclosure statement fee of \$180.00 set forth in 37 CFR §1.17(p) is enclosed herewith.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 02-3285.

Respectfully submitted,

John C. Checco

By


Daniel J. Bourque
Registration No. 35,457
Attorney for Applicant

BOURQUE & ASSOCIATES, P.A.
835 Hanover Street, Suite 303
Manchester, New Hampshire 03104

Telephone: (603) 623-5111
Facsimile: (603) 624-1432

Date: 5-3-04